

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

FRIDAY, DECEMBER 4, 2020

Steven G. Tate, Trustee

In response to the Coronavirus (COVID-19) and in an effort to reduce the possibility of exposure to the virus and slow the spread of the disease, **THE HEARINGS SCHEDULED FOR DECEMBER 4, 2020 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY.** If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

All parties with cases on the 9:30 calendar should call in between 9:15 and 9:30. The court will lock the phone lines at 9:30 to avoid disruption.

The court will recess at 10:45 to allow parties with cases on the 11:00 calendar to call in between 10:45 and 11:00. The court will lock the phone lines at 11:00.

The dial-in numbers for December 4, 2020 are:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 6257#

Additional information:

Please dial in using a landline, if possible. The use of cell phones is discouraged due to dropping connections. If you choose to use a cell phone and the connection is dropped, you may not have immediate access to reconnect to the courtroom. **In addition, please do not use hands-free devices.** The phone line will be locked once court starts to avoid disruption. When all of your matters have been heard, the court will advise you when it is appropriate to disconnect.

UNTIL YOUR CASE IS CALLED, please activate the mute button and do not place the call on hold as it causes a disruption on the phone line and in court.

We appreciate your patience during this unprecedented public health challenge and wish you continued safety and good health. Please contact chambers at 704-350-7575 or email hearings@ncwd.net if you have any questions or concerns.

9:30 a.m.

- 1) 13 Stacy M. Rose-Ferrell 19-50483 Hearing on Trustee's motion to dismiss for payment default (34)

COLLIER

- 2) 13 George A. Elmer 13-50420 Hearing on motion for payment of unclaimed dividends [Dilks & Knopik] (45)
Sheila M. Elmer

KLEIN
GROSHON

- 3) 13 John E. Nicholson 18-50151 Continued status hearing on order granting debtors' motion for temporary plan payment reduction (145, 139, 125)
Nora M. Nicholson

JOHNSON

- 4) 13 William R. Jolley 19-50625 Hearing on motion to withdraw as attorney [Rod A. Vujovic] (34)
Lorrie A. Jolley

VUJOVIC

- 5) 13 Lewis H. Bumgarner 17-50563 Hearing on Trustee's motion to dismiss for payment default (56)

BOLGER

- 6) 13 Venus M. Ray 18-50574 Continued hearing on Trustee's motion to dismiss for payment default (35); debtor's response (36)

BOLGER

7) 13 Jamie R. Parsons 19-50618 Continued hearing on Trustee's motion to
Shannon M. Parsons dismiss or modify plan (45)

BOLGER

8) 13 Brooke L. Valdemar 19-50332 4th continued hearing on Trustee's motion
to dismiss for payment default (24)

FLIPPIN

9) 13 Johnny L. Mahan 19-50471 Hearing on debtors' objection to notice of
Anita S. Mahan mortgage payment change (30, 10/01/20
doc)

FLIPPIN

10) 13 Donald H. Biggins 20-50324 Continued hearing on Trustee's motion to
Samantha H. Biggins dismiss for failure to make plan payments
(28)

FLIPPIN

11) 13 William C. Taylor 17-50438 2nd continued hearing on Trustee's motion
Thelma P. Taylor to dismiss for payment default (104)

Continued hearing on motion for relief
from stay [Federal Home Loan Mortgage
Corporation] (109); debtors' response (110)

LANEY
JONAS

12) 13 Erica J. Potter 19-50489 Continued hearing on Trustee's motion to dismiss for payment default (28)

Continued hearing on debtor's motion for moratorium (31); Trustee's response (32); debtor's reply (33)

LANEY

13) 13 Thomas D. Shumate 19-50705 Hearing on Trustee's motion to dismiss
Wendy L. Shumate (35)

LANEY

14) 13 Thomas D. McKinney 14-50388 3rd continued hearing on debtor's motion for sanctions for creditor misconduct (67)

GROFF

15) 13 Ricky L. Ellis 16-50494 Hearing on debtors' motion to incur debt, substitute counsel and modify plan (41); Cheri T. Ellis Trustee's response (43)

GROFF

16) 13 Kevin D. Johnson 16-50750 2nd continued hearing on Trustee's motion to dismiss for payment default (55)
Terri L. Johnson

GROFF/PERRY

17) 13 Charlene L. Jolly 19-50112 3rd continued hearing on Trustee's motion to dismiss for payment default (36)

GROFF

18) 13 Tamika L. Howell 15-50426 Hearing on Trustee's motion to dismiss (62)

WOOD

19) 13 Linda P. Farley 18-50164 2nd continued status hearing on order granting debtor's motion for moratorium (54, 52, 49)

WOOD

20) 13 Misty D. Costner 18-50589 Hearing on debtor's motion to modify plan and for approval of disbursement of insurance settlement funds (38); Trustee's response (39)

WOOD

21) 13 Joseph A. Pack, Sr.
Sharon J. Pack 19-50029 Continued hearing on Trustee's motion to dismiss for payment default (40)

Hearing on debtors' motion for moratorium (42); Trustee's response (45)

WOOD

22) 13 Christopher W. Worley
Karen W. Worley 19-50670 3rd continued hearing on Trustee's motion for status hearing (23)

WOOD

23) 13 Gary L. Ledford
Kate H. Ledford 20-50070 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (40, 39, 33, 30, 27, 25, 15, 9)

WOOD

24) 13 Christopher D. Elliott 16-50024 2nd continued hearing on motion for relief
April T. Elliott from stay [Nationstar Mortgage LLC] (68);
debtors' response (69)

MALLORY
J. BROWN

25) 13 Robin T. Bennett 18-50476 Continued hearing on Trustee's motion to
dismiss for payment default (33)

Continued status hearing on order
granting debtor's motion for moratorium
(46, 42, 34)

MALLORY

26) 13 John J. Galati, II 18-50512 2nd continued hearing on Trustee's motion
to dismiss for payment default (46)

Status hearing on bench order granting
debtor's motion for moratorium (51, 48)

MALLORY

27) 13 Diane L. Sterrett 18-50540 Hearing on Trustee's motion to dismiss for
payment default (47)

Hearing on debtor's motion for
moratorium and to review status (49);
Trustee's response (50)

MALLORY

28) 13 Fred R. Erwin 19-50046 Continued hearing on Trustee's motion to
dismiss (24)

MALLORY

29) 13 Walter Kasmir 19-50066 3rd continued hearing on Trustee's motion to dismiss for payment default (49)

MALLORY

30) 13 Vincent M. Mattox 19-50480 3rd continued hearing on Trustee's motion to dismiss for payment default (39)

MALLORY

31) 13 Todd A. Tudor 19-50666 3rd continued hearing on Trustee's motion for status hearing (25)

Hearing on debtor's motion to approve sale of real property and modify plan (32); Trustee's response (35)

MALLORY

32) 13 Christopher S. Haynes 19-50692 5th continued hearing on Trustee's motion to dismiss for failure to make plan payments (27)

3rd continued hearing on Trustee's motion for status hearing (37, 35)

MALLORY

33) 13 Margaret A. Shoemaker 19-50756 4th continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (15, 11, 6)

Continued hearing on debtor's objection to claim (26); response [USA/IRS] (27)

MALLORY
BECK

34) 13 Christopher B. Buchanan 17-50431 Hearing on Trustee's motion to modify
Terri A. Buchanan plan (64); debtors' response (65)

GOURLEY

35) 13 Alfreida M. Dunlap 17-50688 Continued status hearing on order
granting debtor's motion for moratorium
(46, 42, 36)

GOURLEY

36) 13 William S. Goodrich 18-50066 Hearing on Trustee's motion to dismiss for
Aimee S. Goodrich failure to make plan payments (76)

GOURLEY

37) 13 Julie K. Gabriel 18-50463 5th continued hearing on Trustee's motion
to dismiss for payment default (39)

2nd continued status hearing on order
granting debtor's motion for moratorium
(59, 52, 47)

GOURLEY

38) 13 William D. Troutman 18-50470 Hearing on Trustee's motion to dismiss for
Beverly A. Troutman payment default (38)

GOURLEY

39) 13 Byron K. Long, Sr. 19-50092 3rd continued status hearing on order
Joelin A. Long granting debtors' motion for moratorium
(50, 44, 38)

GOURLEY

40) 13 Anita S. England 19-50418 Status hearing on bench order granting debtor's motion for order in aid of administration (69)

GOURLEY

41) 13 Wanda W. Steele 19-50493 5th continued hearing on Trustee's motion to modify plan (30); debtor's response (31)

4th continued hearing on debtor's objection to claim (32); response [IRS/USA] (33)

GOURLEY
BECK

42) 13 Tamnika D. Mayfield 19-50561 4th continued hearing on Trustee's motion to dismiss for payment default (17)

GOURLEY

43) 13 Michael L. Bruegging 19-50709 Hearing on Trustee's motion to modify Alexis Ford plan (60); debtors' response (61)

GOURLEY

44) 13 Tracy R. Gwyn 20-50018 2nd continued hearing on Trustee's motion to dismiss for payment default (25)

GOURLEY

45) 13 Timothy K. Ayers 20-50054 Hearing on motion for relief from stay [First Horizon Bank] (33); debtor's response (34)

GOURLEY
J. BROWN

46) 13 Tina A. Imes 20-50125 Hearing on Trustee's motion to modify plan (31); debtor's response (36, 32)

GOURLEY

47) 13 James M. Shriner 15-50662 5th continued hearing on Trustee's motion to dismiss for payment default (33)
Sandra C. Shriner

LUCK

48) 13 Kimberly D. Settle 16-50152 Hearing on Trustee's motion to dismiss for payment default (38)

LUCK

49) 13 Jonathan B. Anderson 16-50541 4th continued hearing on Trustee's motion to dismiss for payment default (31)

Continued status hearing on order granting debtor's motion for moratorium (42, 34)

LUCK

50) 13 Jason N. Church 16-50708 Continued hearing on Trustee's motion to dismiss for payment default (60)

LUCK

51) 13 Melvin D. Cummings 17-50639 Continued hearing on motion for relief from stay [Select Portfolio Servicing, Inc.] (55); debtors' response (56)
Jennifer S. Cummings

LUCK
HASKELL

52) Adv Select Specialty Hospital - 18-5024 9th continued hearing on court order and
Winston-Salem, Inc. Ch 13 notice of status hearing (22, 1)
v. 18-50473
Whitt

ADAMS/COOK
LUCK

53) 13 Travis B. Buttrey 18-50083 Continued hearing on Trustee's motion to
Lisa W. Buttrey dismiss for payment default (31)

Continued status hearing on order
granting debtors' motion for moratorium
(40, 32)

Hearing on debtors' motion to approve
settlement (42); Trustee's response (43)

LUCK

54) 13 Melissa G. Parsons 18-50125 Hearing on debtor's motion to approve
settlement (45); Trustee's response (46)

LUCK

55) 13 Danny L. South 18-50207 3rd continued hearing on Trustee's motion
to dismiss for payment default (32)

LUCK

56) 13 Clyde M. Harris, Jr. 19-50015 Continued status hearing on bench order
Frances D. Harris granting debtors' motion for moratorium
(45)

Continued hearing on Trustee's motion to
dismiss for payment default (44)

LUCK

57) 13 Penelope C. Clement 19-50131 Continued hearing on motion for relief from stay and co-debtor stay [Fay Servicing, LLC] (37); debtor's response (39)

LUCK
EMREY

58) 13 Jeffery D. Blackburn 19-50290 3rd continued hearing on Trustee's motion to dismiss for payment default (48)

Continued status hearing on bench order granting debtors' motion for moratorium (50)

LUCK

59) 13 George D. Wilcox 19-50352 3rd continued hearing on Trustee's motion to dismiss for payment default (31)

Jennifer D. Wilcox

LUCK

60) 13 James K. Ball 19-50381 2nd continued hearing on Trustee's motion for status hearing (61)

Lisa H. Ball

LUCK

61) 13 Rosalino Duarte 19-50722 2nd continued hearing on Trustee's motion to dismiss for payment default (25)

Continued status hearing on bench order granting debtor's motion for moratorium (27)

LUCK

62) 13 Scotty W. Greene 20-50385 Hearing on Trustee's motion to dismiss for failure to make plan payments (15)

LUCK

11:00 a.m.

63) 11 Radford Quarries, Inc. 19-50454 Continued status hearing on court order and notice of status of hearing (157, 141)

Hearing on application for recovery of costs and expenses [First Community Bank] (169); debtor's response (172)

BROWN/WRIGHT
RAUBACH

64) 7 Peter L. Zagaroli 18-50508 4th continued hearing on Trustee's motion to sell property free and clear of liens (113); response [PACT Company and Partners] (114)

BRUMBAUGH
TAYLOR/MITCHELL, TR.

65) 7 Christina L. Fox 20-50296 2nd continued hearing on motion for relief from stay [TIAA, FSB] (12); Trustee's response (15)

GROFF
SUMMERLIN, TR.
VINING

66) 7 Kelly G. Riley 20-50253 Continued reaffirmation hearing (39, 25, 24)

Hearing on debtor's motion to dismiss case (29); Trustee's response (41)

PLANER
TAYLOR, TR.

67) 7 Martisha A. Dula 20-50375 Hearing on debtor's motion to avoid judgment lien of creditor (6); response [OneMain Financial Group, LLC] (7)

VUJOVIC
SUMMERLIN, TR.
GREEN

68) 7 Dallas C. Abee, Jr. 20-50317 Hearing on Trustee's objection to exemptions (11)

WOOD
C. WRIGHT, TR.

69) 7 Walter A. Jordan 18-50146 3rd continued hearing on debtors' motion to amend schedules and exemptions (22); Janet P. Jordan Trustee's response (26); debtors' brief (30); Trustee's brief (31)

FLIPPIN
C. WRIGHT, TR.

70) 7 Daniel L. Harless 20-50430 Hearing on debtors' motion to allow the Hannah W. Harless use of retirement funds (8)

FLIPPIN
TAYLOR, TR.

71) 7 Billy E. Martinez 20-50042 Continued hearing on Trustee's motion to turnover (31); debtor's response (33, 32)

GOURLEY
SUMMERLIN, TR.

72) 7 Jerilyn L. Fair 20-50349 Continued hearing on motion for relief from stay [Nationstar Mortgage LLC] (8); Trustee's response (9)

GOURLEY
TAYLOR, TR.
J. BROWN

73) 11 The Ridgeline at Blowing Rock, Inc. 20-50037 Hearing on motion to dismiss case for failure to file reports and pay quarterly fees [U.S. Bankruptcy Administrator] (92)

WOODMAN
ABEL

74) 11 Danny J. Cecile, Jr. 20-50285 Continued hearing on confirmation of Chapter 11 Subchapter V plan (69, 67)

Hearing on application for compensation [Essex Richards] (91)

WOODMAN
MARTINEZ, TR.

11:30 a.m. (in-person)

75) 7 Christina L. Fox 20-50296 Hearing on debtor's motion to convert case to Chapter 13 (33); Trustee's response (36); debtor's reply (37)

GROFF
SUMMERLIN, TR.
